

DOCKET NO. 3:03-CR-181-2-FDW

VS.

Defendant.

MEMORANDUM OF DECISION

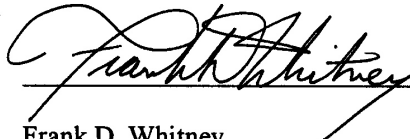
3. The full record before the Court reflects a defendant who was a main distributor of crack cocaine within the conspiracy and also a member of a violent “enforcement team” who regularly


used and carried firearms in furtherance of the conspiracy. Furthermore, this defendant's disciplinary record while incarcerated, which includes two relatively recent citations for assault and threatening bodily harm, indicates that he has not yet learned to respect the law. .

4. Upon consideration of the sentencing factors set forth in 18 U.S.C. § 3553(a), the possible threat to public safety posed by the early release of a person with this defendant's criminal predispositions, and this defendant's post-sentencing conduct, the court finds that the original sentence of **108 months** is adequate, but no greater than necessary, to accomplish the objectives of sentencing, while a reduction would frustrate those objectives.¹

An appropriate Order shall issue separately.

Signed: April 23, 2009


Frank D. Whitney
United States District Judge



¹The Court notes that it is not required under Fourth Circuit case law to undertake an exhaustive analysis of all of the § 3553(a) factors in this Order. See United States v. Legree, 205 F.3d 724, 728-29 (4th Cir. 2000).